

THE HONORABLE KYMBERLY K. EVANSON

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

SUSAN ZAWACKY, individually, and
as Personal Representative of the
Estate of JENOAH DONALD,
deceased; ALEXZANDRA GASAWAY,
individually, and as guardian of minor
child I.D.; TIFFANY WALLAWAY,
individually, and as guardian of minor
child S.W.; KARLIE KOACH,
individually, and as guardian of minor
child C.K.,

Plaintiffs,

v.

COUNTY OF CLARK, a political
subdivision of the State of
Washington; Sheriff's Deputy SEAN
BOYLE; and Sheriff's Deputy HOLLY
TROUPE;

Defendants.

No. 3:22-cv-05101 KKE

STIPULATION FOR AND ORDER
OF DISMISSAL WITH
PREJUDICE

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs
SUSAN ZAWACKY, individually, and as Personal Representative of the Estate
of JENOAH DONALD, deceased; ALEXZANDRA GASAWAY, individually, and
as guardian of minor child I.D.; TIFFANY WALLAWAY, individually, and as

guardian of minor child S.W.; KARLIE KOACH, individually, and as guardian of minor child C.K. and Defendants COUNTY OF CLARK, a political subdivision of the State of Washington; Sheriff's Deputy SEAN BOYLE; and Sheriff's Deputy HOLLY TROUPE that all of Plaintiffs' claims against Sheriff's Deputy SEAN BOYLE; and Sheriff's Deputy HOLLY TROUPE may be dismissed with prejudice and without assessment by the Court of costs or attorneys' fees to either party. The parties further stipulate and agree that the caption in this matter should be amended to reflect that the COUNTY OF CLARK is the sole remaining defendant in this matter. The Court shall retain continuing and exclusive jurisdiction pending conclusion of litigation against the COUNTY OF CLARK.

Dated: 4/29/25 ANGUS LEE LAW FIRM, PLLC

/s/ D. Angus Lee

D. Angus Lee, WSBA# 36473

Attorneys for Plaintiffs

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Dated: 4/29/25 KEATING, BUCKLIN & McCORMACK, INC., P.S.

/s/ Thomas Miller (approved via email 4/29/25)

Thomas P. Miller, WSBA #34473

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ORDER

PURSUANT TO THE FOREGOING STIPULATION, IT IS ORDERED that Plaintiff's claims against Sheriff's Deputy SEAN BOYLE and Sheriff's Deputy HOLLY DEZUBIRIA¹ are dismissed without prejudice and without assessment by the Court of costs or attorneys' fees to either party. IT IS FURTHER ORDERED that the caption in this matter shall be amended to remove Sheriff's Deputy SEAN BOYLE and Sheriff's Deputy HOLLY DEZUBIRIA, so that the COUNTY OF CLARK is the sole remaining defendant. The Court shall retain continuing and exclusive jurisdiction pending conclusion of litigation against the COUNTY OF CLARK.

DATED this 30th day of April, 2025.



Kimberly K. Evanson
United States District Judge

¹ The parties' stipulation references dismissing Holly Troupe, but the Court previously substituted Holly DeZubiria for Holly Troupe. Dkt. No. 62. Accordingly, the Court corrects this scrivener's error by correctly dismissing Holly DeZubiria so that County of Clark is the sole remaining defendant.